IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

WRIT PETITION NO. 376 OF 2006

Kanti Welfare Sangh Nagar Tenans
Association and Ors. ...Petitioners

vs.

The State of Maharashtra and Ors. ....Respondents

Rohini Dandekar i/by.Berarwalla and Co.
for the petitioner.

Geeta Shastri, AGP for Respondent no.1 to 3.

D.S. Sakhalkar for Respondent no.4.

CORAM: S.U. KAMDAR, J.

DATED: 20TH MARCH,2006.

P.C. :

1. By consent of the parties the following order is passed :

2. The order passed by the Slum Tribunal dated 7.3.2005 in Appeal No. 21 of 2004 as well as the order passed in Misc. Application no. 57 of 2005 dated 12.12.2005 are both quashed and set aside. The appeal no. 21 of 2004 is remanded back to the Tribunal for fresh hearing after granting opportunity of being heard to both the appellant as well as the petitioners herein. The Tribunal is directed to conduct fresh survey of the slum and determine the actual position at the site before passing the final order in the present appeal. Both the parties will be heard. The Tribunal is directed to dispose off the said appeal on or before 30.4.2006. The fresh publication in the newspaper is dispensed with.

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